

Parcel #2073-0800.0-00014.01

STATE MS.-DESOTO CO. ^{BC}
FILED ^{RL}

SEP 16 11 42 AM '04

BK 482 PG 290
W.E. DAVIS CH. CLK.Prepared by:
Chamberlin-Nowak, P. C.
170 W. Center St.
P.O. Box 567
Hernando, MS 38632
(662) 429-7888ROAD RIGHT OF WAY DEED

In consideration of Ten Dollars (\$10.00) and other good and valuable consideration, BEN W. SMITH, AND WIFE, GAIL M. SMITH, convey and warrant to DESOTO COUNTY, MISSISSIPPI, the land in DeSoto County, Mississippi described as part of the Northwest Quarter of Section 8, Township 2 South, Range 7 West, and being a strip of land south of the center of Church Road, more particularly described as follows:

Right-of-Way: Begin at a point on the existing South Right-of-Way of Church Road, said point being 107.68 ft. East and 53.76 ft. South of the Northwest corner of Section 8, Township 2 South, Range 7 West in DeSoto County, Mississippi, said point also being 53.00 ft. South of the centerline of Church Rd.; run thence South 89 degrees 35' 50" East, along said existing Right-of-Way, for a distance of 30.00 ft. to a point; run thence due South, leaving said existing Right-of-Way, for a distance of 20.00 ft. to a point; run thence North 89 degrees 35' 50" West for a distance of 30.00 ft. to a point; run thence due North for a distance of 20.00 ft. to a point on said existing Right-of-Way and the point of beginning, containing 0.014 acre more or less. All bearings are relative to true North. Said property being located in the Northwest Quarter.

We fully understand that we have the right to receive just compensation for the real property herein described based on an appraisal of said property. We hereby waive our right to just compensation and donate the real property herein described to DeSoto County. We further understand that we have the right to request that a fair market value appraisal of the property be made and we hereby waive that right.

Further, the following is granted beyond this right of way for the use in sloping the fill or cut of said road, and/or drainage work, where necessary:

Easement: Begin at a point on the existing South Right-of-Way of Church Road, said point being 137.68 ft. East and 53.97 ft. South of the Northwest corner of Section 8, Township 2 South, Range 7 West in DeSoto County, Mississippi, said point also being 53.00 ft. South of the centerline of Church Rd.; run thence South 89 degrees 35' 50" East, along said existing Right-of-Way, for a distance of 228.57 ft. to a point; run thence due South, leaving said existing Right-of-Way, for a distance of 10.00 ft. to a point; run thence North 89 degrees 35' 50" West for a distance of 228.57 ft. to a point on said proposed Right-of-Way; run thence due North, along said proposed Right-of-Way for a distance of 10.00 ft. to a point on said existing Right-of-Way and the point of beginning, containing 0.053 acre more or less. All bearings are relative to true North. Said property being located in the Northwest Quarter.

DeSoto County will not be required to rebuild any fences.

WITNESS OUR SIGNATURES this the 14 day of September, 2004.

Ben W. Smith
BEN W. SMITH

Gail M. Smith
GAIL M. SMITH

STATE OF MISSISSIPPI
COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority in and for said County and State, the within named, Ben W. Smith, and wife, Gail M. Smith, who acknowledged that they signed and delivered the above and foregoing instrument on the day and year therein mentioned.

Given under my hand and official seal of office, this the 14 day of September, 2004.

Barba R. Boyd
NOTARY PUBLIC

My Commission Expires:

8-18-2006

GRANTORS ADDRESS: 891 Rasco Road, Southaven, MS 38671
GRANTORS PHONE NUMBER: Business - 393-3348
Home - 895-2535

GRANTEES ADDRESS: DeSoto County Courthouse, Hernando, MS
GRANTEES PHONE NUMBER: Business - (662) 429-5011 Home - N/A

